

Filed for intro on 02/01/2001  
SENATE BILL 411 By  
Jackson

HOUSE BILL 533  
By Williams (Wil)

AN ACT to amend Tennessee Code Annotated, Title 53, Chapter 8  
and Title 68, Chapter 14, relative to permits for the sale of  
food and for food services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-14-313, is amended by deleting  
such section in its entirety and by substituting instead the following:

(a) The permit fee to operate a food service establishment in this state shall be in  
accordance with the following schedule:

(1) Food service establishments which prepare food shall pay a permit  
fee as follows:

0-25 seats	\$55.00
26-50 seats	\$80.00
51-100 seats	\$165.00
101 or more seats	\$190.00

(2) Temporary food service establishments shall pay a permit fee of thirty  
dollars (\$30.00).

(3) School food service establishments shall pay a permit fee of eighty dollars (\$80.00).

(4) Child day care center food service establishments shall pay according to the following schedule:

0-50 seats	\$55.00
51 or more seats	\$90.00

The provisions of this section shall not apply to family child care homes, as defined by §71-3-501(b)(9).

(b) If the permit fee is delinquent for more than thirty (30) days, a penalty of ten dollars (\$10.00) shall be added to such fee.

(c) The permit fee plus any penalty shall be paid to the commissioner before a permit is issued, and the permit shall be kept and displayed in a conspicuous manner, properly framed, in the food service establishment for which it is issued.

(d) Where an institution operates several group homes within close proximity to each other, the permit fee established in this section shall be assessed only against such institution and not against each individual group home.

(e) The provisions of this section do not apply to a blind vendor subject to the provisions of §71-4-501.

SECTION 2. Tennessee Code Annotated, Section 53-8-214, is amended by deleting such section in its entirety and by substituting instead the following:

(a) The permit fee to operate a retail food store in this state shall be in accordance with the following schedule:

(1) Retail food stores that contain within the premises a food service establishment which prepares potentially hazardous food shall pay a permit fee as follows:

(A) 0-50 seats	\$55.00
----------------	---------

(B) 51 or more seats      \$90.00; or

(2) Food service establishments which do not prepare potentially hazardous foods shall pay a permit fee of thirty-five dollars (\$35.00); and

(3) All retail food stores shall pay, in addition to the fees in subdivision (a)(1) or (2), an annual permit fee of fifteen dollars (\$15.00).

(b) If the permit fee is delinquent for more than thirty (30) days, a penalty of fifteen dollars (\$15.00) shall be added thereto.

(c) The permit fee, plus any penalty, shall be paid to the commissioner before a permit is issued, and the permit shall be kept and displayed in a conspicuous manner, properly framed, in the food service establishment for which it is issued.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.